

**IN THE HIGH COURT OF JUDICATURE AT BOMBAY
ORDINARY ORIGINAL CIVIL JURISDICTION**

CHAMBER SUMMONS NO.380/2005 IN SUIT NO.875/2002

Industrial Development Bank of India and ors.
...Plaintiffs.

Vs.

Dabhol Power Company and ors. ...Defendants.

And

Court Receiver, High Court, Bombay.
....Respondent.

Ms. Alphana Ghone i/by A. Mangaldas for the
Plaintiffs.

Mr. Janak Dwarkadas Shah i/by AZB Partner of
Defendant No.1.

**CORAM : A.M. KHANWILKAR, J.
DATED : 14/6/2005**

P.C.:

1. The counsel for the plaintiffs seeks further indulgence to file rejoinder affidavit. Matter has already been adjourned in the past. No further indulgence can be granted. However, as the litigant ought not to suffer because of non filing of rejoinder affidavit in time, as last opportunity hearing of the matter is deferred till 28.6.2005. As the matter is required to be adjourned at the instance of the plaintiffs, they are directed to pay costs quantified at Rs.750/- to the High Court Legal Service Authority on or before 16.6.2005, failing which rejoinder affidavit even if filed will not be taken on record.

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(A.M. KHANWILKAR,J.)